Message

From: Ludmer, Margo [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7C4035E304CD4CB689EE512402E13DC3-LUDMER, MAR]

Sent: 9/28/2016 5:33:25 PM

To: Tuori, Thomas [ttuori@hselaw.com]

Subject: RE: EPA Assessment / Access to Property on Upper Mtn Rd [HSELAW-WORKSITE.FID662032]

He does, yes. Thank you.

Margo B. Ludmer
Assistant Regional Counsel
U.S. EPA
Office of Regional Counsel, Region 2
NY/Caribbean Superfund Branch
(212) 637-3187

From: Tuori, Thomas [mailto:ttuori@hselaw.com] **Sent:** Wednesday, September 28, 2016 1:18 PM **To:** Ludmer, Margo <ludmer.margo@epa.gov>

Subject: RE: EPA Assessment / Access to Property on Upper Mtn Rd [HSELAW-WORKSITE.FID662032]

Thanks Margo.

I imagine Eric has the results of the prior EPA work from 2013/2014 that included this same general exercise?

Tom



Thomas M. Tuori

Harter Secrest & Emery LLP, Attorneys and Counselors 1600 Bausch & Lomb Place, Rochester, NY 14604-2711 Firm 585.232.6500 Direct 585.231.1449 Fax 585.232.2152 ttuori@hselaw.com vCard Bio www.hselaw.com

From: Ludmer, Margo [mailto:ludmer.margo@epa.gov]

Sent: Wednesday, September 28, 2016 1:14 PM

To: Tuori, Thomas

Subject: RE: EPA Assessment / Access to Property on Upper Mtn Rd [HSELAW-WORKSITE.FID662032]

Tom,

Here is a summary from Eric on the work to be performed:

In general, we will be conducting a gamma survey with the Ludlum 2241 meter/3x3 NaI probe with corresponding GPS mapping. This will be conducted on the entire outdoor property/around the perimeter of the home at 738 Upper Mountain Road/ 115.08-1-26 as well as the adjacent driveway area belonging to Parcel 115.08-1-27. Once we identify

the elevated gamma locations, we will create a soil sampling plan, obtain soil samples and then send them out for analysis.

A more specific plan will be developed once Eric's team has access to the site. If you are interested, we could schedule a conference call between Eric, your client, and the two of us once a specific strategy has been developed by EPA. During that conference call, we could run through the details of EPA's planned work at the property and also discuss fingerprinting.

Margo B. Ludmer Assistant Regional Counsel U.S. EPA Office of Regional Counsel, Region 2 NY/Caribbean Superfund Branch (212) 637-3187

From: Tuori, Thomas [mailto:ttuori@hselaw.com]
Sent: Wednesday, September 28, 2016 11:21 AM
To: Ludmer, Margo < udmer.margo@epa.gov>

Subject: RE: EPA Assessment / Access to Property on Upper Mtn Rd [HSELAW-WORKSITE.FID662032]

Sorry Margo. One more question: could we please get a copy of the proposed scope of work for the EPA's investigation or at least a summary? We'd like to stay informed with respect to the EPA's sampling plans. Also, we would like to discuss analytical/fingerprinting approaches with Eric Daly's team.

Thank you, Tom



Thomas M. Tuori

Harter Secrest & Emery LLP, Attorneys and Counselors 1600 Bausch & Lomb Place, Rochester, NY 14604-2711 Firm 585.232.6500 Direct 585.231.1449 Fax 585.232.2152 ttuori@hselaw.com vCard Bio www.hselaw.com

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From: Tuori, Thomas

Sent: Wednesday, September 28, 2016 9:38 AM

To: Ludmer, Margo

Subject: RE: EPA Assessment / Access to Property on Upper Mtn Rd

Hi Margo,

I have a quick question and a request. Would it be possible to have the EPA's contractors/consultants provide insurance certificates naming TBBC as an additional insured?

Thank you, Tom

From: Tuori, Thomas

Sent: Tuesday, September 27, 2016 6:27 PM

To: Ludmer, Margo

Subject: RE: EPA Assessment / Access to Property on Upper Mtn Rd

Thank you Margo. I will reach out to Mr. Talarico tomorrow.

I will also send you the information about the Union Carbide/Electro Met records at the Federal Records Center in Suitland, MD.

Tom

From: Ludmer, Margo [ludmer.margo@epa.gov] **Sent:** Tuesday, September 27, 2016 6:21 PM

To: Tuori, Thomas

Subject: EPA Assessment / Access to Property on Upper Mtn Rd

Hi Tom,

I am glad we were able to connect last week to discuss the radioactive contamination on Upper Mountain Road. The EPA Region 2 Removal Branch has determined the need to conduct additional assessment work at 738 Upper Mountain Road / the Talarico Bros. Building Corp. ("TBBC") property. EPA requests consent from your client, TBBC, to access its property on Upper Mountain Road (tax parcel: 115.08-1-27) to perform radiological surveys and collect environmental samples. At your earliest convenience, please forward the attached Consent for Access to Property form to your client for review and signature. Should you have any questions or concerns related to this request, please do not hesitate to contact me.

Thank you, Margo

Margo B. Ludmer Assistant Regional Counsel U.S. EPA Office of Regional Counsel, Region 2 NY/Caribbean Superfund Branch (212) 637-3187